

Senate Study Bill 1109 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON JUDICIARY BILL BY
CHAIRPERSON HOGG)

A BILL FOR

1 An Act relating to robbery in the first degree, and providing
2 a penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 711.2, Code 2013, is amended to read as
2 follows:

3 **711.2 Robbery in the first degree.**

4 A person commits robbery in the first degree when, while
5 perpetrating a robbery, the person purposely inflicts or
6 attempts to inflict serious injury, ~~or~~ is armed with a
7 dangerous weapon, or represents oneself to be in possession of
8 a dangerous weapon. Robbery in the first degree is a class "B"
9 felony.

10 EXPLANATION

11 This bill relates to robbery in the first degree. Under the
12 bill, a person now commits robbery in the first degree if the
13 person, while perpetrating a robbery, represents oneself to
14 be in possession of a dangerous weapon. Robbery in the first
15 degree is a class "B" felony, and a person convicted of the
16 crime must serve at least 70 percent of the maximum term of the
17 person's sentence under Code section 902.12.

18 Under current law, if a person, while perpetrating a
19 robbery, represents oneself to be in possession of a dangerous
20 weapon, the person commits robbery in the second degree.
21 Robbery in the second degree is a class "C" felony, but is also
22 punishable as a 70 percent sentence under Code section 902.12.

23 A class "B" felony is punishable by confinement for no more
24 than 25 years. A class "C" felony is punishable by confinement
25 for no more than 10 years and a fine of at least \$1,000 but not
26 more than \$10,000.